

Serial No.: 09/932,731
Attorney Docket:
75248-008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:)
) **Group Art Unit:** 1712
Martin Roth et al.)
) **Examiner:** R. E. Sellers
Serial No.: 09/932,731)
)
Filed: August 17, 2001)
)
For: Epoxy Acrylates)

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Sir:

In accordance with 37 CFR §§1.97 and 1.98, the items identified in this Information Disclosure Statement ("IDS") are brought to the attention of the Office. The items are listed on the attached form PTO-1449. The above identified application is a continuation application. The items identified in this IDS consist of all the references cited in the parent Application No. 08/268,094, and therefore, no copies are enclosed.

The items identified in this IDS may or may not be "material" pursuant to 37 CFR §1.56. The submission thereof by Applicant is not to be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR §1.97(h)), or even qualifies as "prior art" under 35 USC § 102 with respect to this invention unless specifically designated by Applicant as such.

09/16/2003 HLE333 00000013 162500 09932731

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6495/75248-008 NYLIB1/1675559 v1

9/9/2003 12:40:45 PM (24248)

CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313.

September 11, 2003
Date of Deposit

Tiffany Levato
Tiffany A. Levato

Information Disclosure Statement Filing Provision:

☐ This IDS is believed to be timely in that it is being submitted under 37 CFR § 1.97(b), that is (1) within three months of the filing date of the application, which is not a continued prosecution application filed under § 1.53(d); or (2) within three months of entry of the national stage as set forth in 37 CFR § 1.491; or (3) before the mailing of a first Office action on the merits; or (4) before the mailing of a first Office action after filing a request for continued examination under § 1.114. Thus, no fee is required.

☐ However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR § 1.97(c), if applicable, and charge the fee due under 37 CFR §1.17(p) to the deposit account referenced below.

☐ However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR § 1.97(c), if applicable, and a statement under 37 CFR § 1.97(e) is included below, thus no fee is required.

☒ This IDS is being submitted under 37 CFR §1.97(c), that is after mailing of a first Office action on the merits, but before a Final Action under 37 CFR §1.113 or a Notice of Allowance under 37 CFR §1.311.

☒ The fee due under 37 CFR §1.17(p) is submitted herewith.

☐ A statement under 37 CFR §1.97(e) is included below, thus no fee is required. In the event that this IDS is not received before a Final Action or a Notice of Allowance, then Applicant respectfully requests that the Office consider the filing of these papers to be submitted under 37 CFR §1.97(d) and charge the fee due under 37 CFR §1.17(p) to the deposit account below.

☐ This IDS is being submitted under 37 CFR §1.97(d), that is after a Final Action under 37 CFR §1.113 or a Notice of Allowance under 37 CFR §1.311, but before payment of the issue fee. A statement under 37 CFR §1.97(e) is included below. The fee due under 37 CFR §1.17(p) is submitted herewith.

Statement Under 37 CFR §1.97(e):

☐ Each item contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS.

☐ No item contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this statement after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this IDS.


Payment and/or Authorization to Charge Fees:

☐ A check in the amount of _____ is enclosed for the above fee(s).

☒ Please charge \$180.00 to Deposit Account No.16-2500 for the above fee(s).

The Commissioner is authorized to charge any fees required by the filing of these papers, and to credit any overpayment to Proskauer Rose LLP's Deposit Account No.16-2500.

Respectfully submitted,
Proskauer Rose LLP

By: 
Tiffany A. Levato
Reg. No. 50, 160

Date: September 11, 2003

Proskauer Rose LLP
Patent Department
1585 Broadway
New York, NY 10036-8299
(212) 969-3000
PROSKAUER ROSE CUSTOMER NO: 21890

Form PTO-1449 (Rev. 6-98)

U.S. Department of Commerce
Patent and Trademark Office

SEP 15 2003

Attorney Docket No.

75248-008

Serial No.

09/932,731

Applicant

Martin Roth et al.

Filing Date

August 17, 2001

Group Art Unit

1712

INFORMATION DISCLOSURE
STATEMENT

(Use several sheets if necessary)

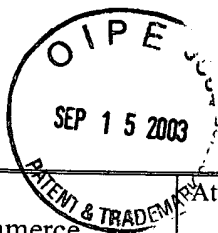
U.S. PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Name	Class	Sub Class	Translation
	5,942,371	08/24/99	Salvin et al.			
	5,319,060	06/07/94	Nishikawa et a.			
	5,218,061	06/08/93	Kajiware et al.			
	5,157,078	10/20/92	Woo et al.			
	5,069,956	12/03/91	Murata et al.			
	4,925,773	05/15/90	Miyamura et al.			
	4,789,620	12/06/88	Sasaki et al.			
	4,735,891	04/05/88	Budde et al.			
	4,623,701	11/18/86	Massingill			
	4,595,734	06/17/86	O'Hearn			
	4,359,370	11/16/82	De La Mare et al.			
	4,074,008	02/14/78	Green			
	3,936,366	02/03/76	Green			
	3,676,524	07/11/72	Takiyama et al.			
	3,373,075	03/12/68	Fekete et al.			

Examiner

Date Considered

Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP§60 : Draw line through citation if not in conformance and not considered, include copy of this form with next communication to the patent owner.



Form PTO-1449 (Rev. 6-98) U.S. Department of Commerce Patent and Trademark Office INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)	Attorney Docket No. 75248-008	Serial No. 09/932,731
	Applicant Martin Roth et al.	
	Filing Date August 17, 2001	Group Art Unit 1712

FOREIGN PATENT DOCUMENTS						
Examiner Initial	Document Number	Date	Country	Class	Sub Class	Translation
	JP 5-32746	02/09/93	JAPAN			N
	English translation of JP 5-32746	02/09/93	JAPAN			
	EP 0418011 A2	03/20/91	EPO			
	WO 89/07785	08/24/89	WIPO			
	EP 0321824	06/28/89	EPO			N
	English Abstract of EP 0321824	06/28/89	EPO			
	EP 0292219 A2	11/23/88	EPO			
	EP 0273729 A2	07/06/88	EPO			
	JP 1195056	07/89	JAPAN			
	JP 04-294352	10/19/92	Japan			N

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)	
	H. Batzer et al.: Studies in the Molecular Weight Distribution of Epoxide Resins. III. Gel Permeation Chromatography of Epoxy Resins Subject to Postglycidylation. Journal of Applied Polymer Sci., Vol. 19, pp. 609-617 (1975)
	Derwent Abstract, 89-232343
	Derwent Abstract, 89-186235

Examiner	Date Considered
Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP§60 : Draw line through citation if not in conformance and not considered, include copy of this form with next communication to the patent owner.	

Please type a plus sign (+) inside this box

SEP 15 2003

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/932,731
Filing Date	August 17, 2001
First Named Inventor	M. Roth et al.
Group Art Unit	1712
Examiner Name	R. E. Sellers
Attorney Docket Number	75248-008
Total Number of Pages in This Submission	7

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Postcard Form PTO -1449
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Tiffany A. Levato, Esq. Proskauer Rose LLP
Signature	<i>Tiffany Levato</i>
Date	September 11, 2003

CERTIFICATE OF MAILING

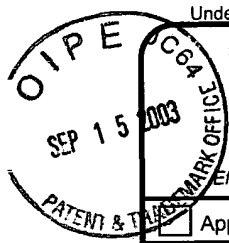
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this date: <u>September 11, 2003</u>			
Typed or printed name	Tiffany A. Levato		
Signature	<i>Tiffany Levato</i>	Date	September 11, 2003

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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6p 17/28

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FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 180

Complete if Known

Application Number	09/932,731
Filing Date	August 17, 2001
First Named Inventor	M. Roth et al.
Examiner Name	R. E. Sellers
Art Unit	1712
Attorney Docket No.	75248-008

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number: 16-2500

Deposit Account Name: Proskauer Rose LLP

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 750	2001 375	Utility filing fee	
1002 330	2002 165	Design filing fee	
1003 520	2003 260	Plant filing fee	
1004 750	2004 375	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1) (\$)			

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

	Extra Claims	Fee from below	Fee Paid
Total Claims	-20** =	X	
Independent Claims	-3** =	X	
Multiple Dependent			

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 84	2201 42	Independent claims in excess of 3
1203 280	2203 140	Multiple dependent claim, if not paid
1204 84	2204 42	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 410	2252 205	Extension for reply within second month	
1253 930	2253 465	Extension for reply within third month	
1254 1,450	2254 725	Extension for reply within fourth month	
1255 1,970	2255 985	Extension for reply within fifth month	
1401 320	2401 160	Notice of Appeal	
1402 320	2402 160	Filing a brief in support of an appeal	
1403 280	2403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,300	2453 650	Petition to revive - unintentional	
1501 1,300	2501 650	Utility issue fee (or reissue)	
1502 470	2502 235	Design issue fee	
1503 630	2503 315	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	180
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 750	2809 375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 750	2810 375	For each additional invention to be examined (37 CFR 1.129(b))	
1801 750	2801 375	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 180

SUBMITTED BY

Name (Print/Type)	Tiffany A. Levato	Registration No. (Attorney/Agent)	50,160	Telephone	212-969-3686
Signature	Tiffany A. Levato	Date	September 11, 2003		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.